## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LIGITATION

**Master File No. 2:12-MD-02327** 

**MDL No. 2327** 

THIS DOCUMENT RELATES TO:

JOSEPH R. GOODWIN U.S. DISTRICT JUDGE

ETHICON WAVE 1 PLAINTIFFS LISTED ON EXHIBIT A

## PLAINTIFFS' MOTION TO EXCLUDE CERTAIN OPINIONS AND TESTIMONY OF DR. CYNTHIA BERGMANN

Plaintiffs hereby seek to exclude certain expert testimony proffered by Defendant Ethicon's expert Cynthia Bergmann, M.D. basis of speculation unsubstantiated by evidence, insufficient training, knowledge and skill, lack of use of reliable methodology, for reasons more fully set forth in the accompanying Memorandum of Law.

Dated: April 21, 2016 Respectfully Submitted,

By: s/Fred Thompson III

Fred Thompson, III Breanne V. Cope Motley Rice LLC 28 Bridgeside Blvd. Mount Pleasant, SC 29464

Phone: (843) 216-9000 Fax: (843) 216-9450 bcope@motleyrice.com fthompson@motleyrice.com

Jonathan D. Orent Fidelma L. Fitzpatrick Motley Rice LLC 321 South Main Street Providence, RI 02903 Phone: (401) 457-7700 Fax: (401) 457-7708 jorent@motleyrice.com ffitzpatrick@motleyrice.com

Thomas P. Cartmell, Esq.
Jeffrey M. Kuntz, Esq.
Wagstaff & Cartmell LLP
4740 Grand Avenue, Suite 300
Kansas City, MO 64112
816-701-1102
Fax 816-531-2372
tcartmell@wcllp.com
jkuntz@wcllp.com

Bryan F. Aylstock, Esq.
Renee Baggett, Esq.
Aylstock, Witkin, Kreis and Overholtz, PLC
17 East Main Street, Suite 200
Pensacola, Florida 32563
(850) 202-1010
(850) 916-7449 (fax)
rbaggett@awkolaw.com
baylstock@awkolaw.com

## **CERTIFICATE OF SERVICE**

I hereby certify that on April 21, 2016, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive services in this MDL.

By: <u>s/Fred Thompson III</u>

Fred Thompson III Motley Rice LLC 28 Bridgeside Blvd. Mount Pleasant, SC 29464

Phone: (843) 216-9000 Fax: (843) 216-9450

fthompson@motleyrice.com